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DICKSTEIN SHAPIRO LLP
1177 AVENUE OF THE AMERICAS (6TH AVENUE)
NEW YORK NY 10036-2714

In re Application of :
Nilsson et al. :
Application No. 10/580,786 :
PCT No.: PCT/SE04/01727 :
Int. Filing Date: 24 November 2004 : DECISION
Priority Date: 25 November 2003 :
Att. Docket No.: C2432.0067 :
For: Controlled Food Effect Composition :

This is in response to the "Renewed Request Under 37 CFR 1.42" filed on 22 August 2007.

DISCUSSION

In a Decision mailed on 29 May 2007, the declaration filed on 13 February 2007 was not accepted under 37 CFR 1.42, without prejudice.

Inspection of the declaration document filed on 22 August 2007 reveals that it has been signed on behalf of deceased joint inventor Goran Nilsson by Lena Lindman in the capacity of "sole heir." This submission of the declaration executed by all of the heirs of the deceased inventor is hereby construed as an indication that no legal representative of the deceased's estate has been appointed and that no legal representative is required by the applicable law to be appointed. If this interpretation is incorrect applicant is required to promptly notify the Office of such and to submit a declaration properly executed by the legal representative of the deceased inventor in response to this decision. This declaration satisfies the requirements of 37 CFR 1.42 and 37 CFR 1.497(b)(2).

CONCLUSION

The declaration filed on 22 August 2007 is ACCEPTED under 37 CFR 1.42.

This application is being forwarded to the National Stage Processing Branch for further processing. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is 22 August 2007.

George Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459